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On 11 July 2001

TOWNSEND and TOWNSEND and CREW LLP

By: Marcia Slama

#11 for Reg. Recov. 7/24/01
PATENT
020801-000920US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Ian MacLachlan, *et al.*

Application No.: 09/243,102

Filed: February 2, 1999

For: SYSTEMIC DELIVERY OF
SERUM STABLE PLASMID LIPID
PARTICLES FOR CANCER THERAPY

Examiner: J. Zara

Art Unit: 1635

REQUEST FOR RECONSIDERATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Request For Reconsideration is submitted in response to the Office Action mailed January 11, 2001. A petition for a three-month extension of time is submitted concurrently herewith in a separate paper to extend the time for response to on or before July 11, 2001. Applicants respectfully request reconsideration and further examination of the above-referenced patent application in view of the remarks presented herein.

REMARKS

Claims 1-34 are pending in the above-referenced patent application; claims 1-28 are currently under examination; and claims 29-34 have been withdrawn from consideration as being directed to a non-elected invention.

Applicants acknowledge, with appreciation, the withdrawal of the rejection of claims 3-7, 11 and 16 under 35 U.S.C. § 112, second paragraph, in view of Applicants' arguments set forth